

JS 44C/SDNY  
REV. 06/01/17

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS  
TAKE-TWO INTERACTIVE SOFTWARE, INC.DEFENDANTS  
JHONNY PEREZ

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)  
DALE CENDALI, JOSHUA L. SIMMONS, MEGAN L. MCKEOWN  
KIRKLAND & ELLIS - NEW YORK, NY 10022  
(212) 446 - 4800

ATTORNEYS (IF KNOWN)



CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Copyright Infringement under 17 U.S.C. § 101 et seq.

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No  Yes  Judge Previously Assigned \_\_\_\_\_

If yes, was this case Vol.  Invol.  Dismissed. No  Yes  If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No  Yes 

(PLACE AN [x] IN ONE BOX ONLY)

## NATURE OF SUIT

		TORTS	ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	<p>[ ] 310 AIRPLANE  [ ] 315 AIRPLANE PRODUCT LIABILITY  [ ] 320 ASSAULT, LIBEL &amp; SLANDER  [ ] 330 FEDERAL EMPLOYERS' LIABILITY  [ ] 340 MARINE LIABILITY  [ ] 345 MARINE PRODUCT LIABILITY  [ ] 350 MOTOR VEHICLE LIABILITY  [ ] 355 MOTOR VEHICLE PRODUCT LIABILITY  [ ] 360 OTHER PERSONAL INJURY  [ ] 362 PERSONAL INJURY - MED MALPRACTICE</p>	<p>PERSONAL INJURY  [ ] 367 HEALTHCARE/PHARMACEUTICAL PERSONAL INJURY/PRODUCT LIABILITY  [ ] 365 PERSONAL INJURY PRODUCT LIABILITY  [ ] 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY</p> <p>PERSONAL PROPERTY  [ ] 370 OTHER FRAUD  [ ] 371 TRUTH IN LENDING</p>	<p>FORFEITURE/PENALTY  [ ] 625 DRUG RELATED SEIZURE OF PROPERTY  [ ] 21 USC 881  [ ] 690 OTHER</p> <p>PROPERTY RIGHTS  [ ] 820 COPYRIGHTS  [ ] 830 PATENT  [ ] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION  [ ] 840 TRADEMARK</p>	<p>BANKRUPTCY  [ ] 422 APPEAL  28 USC 158  [ ] 423 WITHDRAWAL  28 USC 157</p> <p>SOCIAL SECURITY  [ ] 861 HIA (1395ff)  [ ] 862 BLACK LUNG (923)  [ ] 863 DIWC/DIWV (405(g))  [ ] 864 SSID TITLE XVI  [ ] 865 RSI (405(g))</p> <p>LABOR  [ ] 710 FAIR LABOR STANDARDS ACT  [ ] 720 LABOR/MGMT RELATIONS  [ ] 740 RAILWAY LABOR ACT  [ ] 751 FAMILY MEDICAL LEAVE ACT (FMLA)</p> <p>PRISONER PETITIONS  [ ] 463 ALIEN DETAINEE  [ ] 510 MOTIONS TO VACATE SENTENCE  28 USC 2255</p> <p>CIVIL RIGHTS  [ ] 530 HABEAS CORPUS  [ ] 535 DEATH PENALTY  [ ] 540 MANDAMUS &amp; OTHER  [ ] 440 OTHER CIVIL RIGHTS (Non-Prisoner)</p>	<p>OTHER STATUTES  [ ] 375 FALSE CLAIMS  [ ] 376 QUI TAM  [ ] 400 STATE REAPPORTIONMENT  [ ] 410 ANTITRUST  [ ] 430 BANKS &amp; BANKING  [ ] 450 COMMERCE  [ ] 460 DEPORTATION  [ ] 470 RACKETEER INFLUENCED &amp; CORRUPT ORGANIZATION ACT (RICO)  [ ] 480 CONSUMER CREDIT  [ ] 490 CABLE/SATELLITE TV</p> <p>SECURITIES/COMMODITIES/EXCHANGE  [ ] 850 SECURITIES/COMMODITIES/EXCHANGE</p> <p>RELATIONS  [ ] 863 DIWC/DIWV (405(g))</p> <p>FEDERAL TAX SUITS  [ ] 870 TAXES (U.S. Plaintiff or Defendant)  [ ] 871 IRS-THIRD PARTY  26 USC 7609</p> <p>IMMIGRATION  [ ] 462 NATURALIZATION APPLICATION  [ ] 465 OTHER IMMIGRATION ACTIONS</p> <p>PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION  [ ] 893 ENVIRONMENTAL MATTERS</p> <p>INFORMATION ACT  [ ] 895 FREEDOM OF INFORMATION ACT</p> <p>ARBITRATION  [ ] 896 ARBITRATION</p> <p>ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION  [ ] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION</p> <p>CONSTITUTIONALITY OF STATE STATUTES  [ ] 950 CONSTITUTIONALITY OF STATE STATUTES</p>
[ ] 110 INSURANCE [ ] 120 MARINE [ ] 130 MILLER ACT [ ] 140 NEGOTIABLE INSTRUMENT [ ] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT [ ] 151 MEDICARE ACT [ ] 152 RECOVERY OF DEFOLTED STUDENT LOANS (EXCL VETERANS) [ ] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS [ ] 160 STOCKHOLDERS SUITS [ ] 190 OTHER CONTRACT [ ] 195 CONTRACT PRODUCT LIABILITY [ ] 196 FRANCHISE	ACTIONS UNDER STATUTES					
REAL PROPERTY						
[ ] 210 LAND CONDEMNATION [ ] 220 FORECLOSURE [ ] 230 RENT LEASE & EJECTMENT [ ] 240 TORTS TO LAND [ ] 245 TORT PRODUCT LIABILITY [ ] 290 ALL OTHER REAL PROPERTY	PRISONER CIVIL RIGHTS [ ] 442 EMPLOYMENT [ ] 443 HOUSING/ ACCOMMODATIONS [ ] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT [ ] 446 AMERICANS WITH DISABILITIES - OTHER [ ] 448 EDUCATION					

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.  
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?

IF SO, STATE:

DEMAND \$ \_\_\_\_\_ OTHER \_\_\_\_\_ JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

Check YES only if demanded in complaint  
JURY DEMAND:  YES  NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN X IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation (Transferred)	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
			<input type="checkbox"/> a. all parties represented			
			<input type="checkbox"/> b. At least one party is pro se.			
						<input type="checkbox"/> 8 Multidistrict Litigation (Direct File)

(PLACE AN X IN ONE BOX ONLY)

1 U.S. PLAINTIFF  2 U.S. DEFENDANT  3 FEDERAL QUESTION  4 DIVERSITY  
(U.S. NOT A PARTY)

**BASIS OF JURISDICTION****IF DIVERSITY, INDICATE CITIZENSHIP BELOW.****CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [ ] 1	DEF [ ] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF [ ] 3	DEF [ ] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [ ] 5	DEF [ ] 5
CITIZEN OF ANOTHER STATE	[ ] 2	[ ] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ] 4	[ ] 4	FOREIGN NATION	[ ] 6	[ ] 6

**PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)**

Take-Two Interactive Software, Inc.  
 622 Broadway  
 New York, NY 10012  
 New York County

**DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)**

Jhonny Perez  
 3000 SW 3rd Ave, APT 905  
 Miami, FL 33129  
 Miami-Dade County

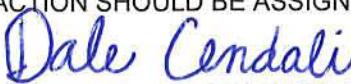
**DEFENDANT(S) ADDRESS UNKNOWN**

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

**COURTHOUSE ASSIGNMENT**

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO:  WHITE PLAINS  MANHATTAN

DATE 8/22/2018 SIGNATURE OF ATTORNEY OF RECORD  


RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT  
 NO  
 YES (DATE ADMITTED Mo. Feb. Yr. 1985)  
 Attorney Bar Code # 1969070

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)